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**OFFICE OF PETITIONS  
A/C PATENTS**

In re Application of :  
Fainzibler, Kits, Burlingame, Olivera, Walker, :  
Watkins, Shetty, Cruz, Imperial, and : DECISION NOTING JOINDER OF  
Colledge : INVENTORS AND PETITION UNDER  
Application No. 09/210,952 : 37 CFR 1.47(a) MOOT  
Filed: 15 December, 1998 :  
Attorney Docket No. 2314-147 :  
:

Papers filed on 13 October, 2000, in response to the Decision Refusing Status Under 37 CFR 1.47(a) mailed on 14 July, 2000, included the Declaration signed by the previously non-signing inventors, Michael Fainzilber, Karel S. Kits, Alma L. Burlingame, Baldomero M. Olivera, Craig Walker, Reshma Shetty, Loudes J. Cruz, Julita Imperial, and Clark Colledge, in compliance with 37 CFR 1.63.

In view of the joinder of the inventor, further consideration under 37 CFR 1.47(a) is moot; this application does not have any rule 1.47(a) status and no such status should appear on the file wrapper. This application need not be returned to this office for any further consideration under 37 CFR 1.47(a).

As stated in the Decision Refusing Status Under 37 CFR 1.47(a) mailed on 14 July, 2000, the declaration signed by joint inventor Maren Watkins submitted with the petition filed on 29 July, 1999, is improperly signed by Brent K. Brown. A new oath or declaration in compliance with 37 CFR §§ 1.63 signed by joint inventor Watkins must be submitted when required by the Examiner.

ask  
for  
signature

The Verified Statement Claiming Small Entity Status--Nonprofit Organization filed on 13 October, 2000, is accepted.

This application will be forwarded to Technology Center 1600 for further processing.

Telephone inquiries related to this decision should be directed to Petitions Attorney Douglas I. Wood at 703-308-6918.

*Ehl Jr* for

Beverly M. Flanagan  
Supervisory Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy